Writ Petition No. 675 (M/B) of 2002

Hon. P.C. Verma, A.C.J.
Hon. Irshad Hussain, J.

Heard Sri Alok Singh, learned counsel for the petitioners, Sri Arvind Vashistha, learned counsel for the caveator and the learned C.S.C.

By means of he impugned order in the writ petition, the membership of he 35 members was suspended on the ground that they were illegally inducted in the general body of the society which runs the institution and that the induction was not in accordance with the scheme of the administration approved by the state government for the institution. In our opinion ends of justice would be met if by ignoring votes of these 35 members, the counting of the election is permitted and the newly elected committee of the management may take decision on the genuineness of the membership of these 35 members. Therefore, we dispose of the petition finally with the direction that the counting of the votes shall be done in ignoring the 35 disputed votes which have been kept in sealed cover and the result shall be declared. According to this result the newly elected committee of management and shall take over the management and shall scrutinize and pass appropriate orders with regard to the membership of these 35 persons.

No order to costs.

12.06.2003./B

(P.C. Verma, A.C.J.)
(Irshad Hussain, J.)